



## UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/826,380         | 04/05/2001          | Richard K. Duggan     | 7247-7-RCL             |

## CONFIRMATION NO. 2899

## FORMALITIES LETTER



\*OC000000006080336\*

Sim & McBurney  
6th Floor  
330 University Avenue  
Toronto, M5G 1R7  
CANADA

Date Mailed: 05/16/2001

## 07/16/2001 MABDI1 NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION 00000070 090461 09826380

|           |           |
|-----------|-----------|
| 01 FC:101 | 710.00 CH |
| 02 FC:102 | 240.00 CH |
| 03 FC:103 | 540.00 CH |
| 04 FC:104 | 270.00 CH |

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- o Total additional claim fee(s) for this application is \$1050.
  - \$540 for 30 total claims over 20.
  - \$240 for 3 independent claims over 3 .
  - \$270 for multiple dependent claim surcharge.
- o The oath or declaration is unsigned.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 1890.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

09826380

The required item(s) identified below must be timely submitted to avoid abandonment:

- o Substitute drawings in compliance with 37 CFR 1.84 because:
  - Drawings must be reasonably free from erasures and must be free from alterations, overwritings, interlineations, folds, and copy marks.

00000143 090461

130.00 CH

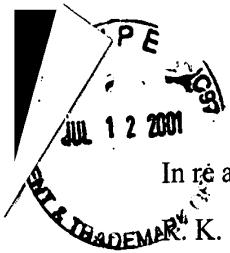
07/13/2001 RHARIS1

130.00 CH

01 FC:105

*A copy of this notice MUST be returned with the reply.*

*Hart*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of : July 10, 2001  
K. Duggan, et al : IBM Corporation  
Ser. No. 09/826,380 : Dept.T81/Bldg. 062  
Filed: 04/05/2001 : P.O. Box 12195  
For: Method for Providing Performance : Park, NC 27709  
Data of a Web Server :

**Notice to File Missing Parts of Application**

**Filing Date Granted**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts dated May 16, 2001, please find enclosed the Declaration and Power of Attorney with original signatures for the above identified application. We are also enclosing substitute drawings in compliance with 37 CFR 1.84. With regard to the statutory basic filing fee missing, the Examiner is authorized to charge the fee of \$1,890. To Deposit Account No. 09-0461 to complete the basic filing fee.

The Examiner is authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0461. A duplicate copy of this sheet is enclosed.

The surcharge of \$130.00 set forth in 37 CFR 1.16(e)

- Any additional filing fees required under 37 C.F.R. §1.16.  
 Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

*A. Bruce Clay*  
A. Bruce Clay  
Attorney for Applicants  
Reg. No. 32,121

ABC:cmr  
enclosure  
Docket No: CA920000050US2  
Phone: 919-254-6717  
Fax: 919-254-4330



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Docket No. CA920000050US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: R. K. Duggan, et al

Serial No.: 09/826,380

Filed: 04/05/2001

For: Method for Providing Performance Data of a Web Server

Assistant Commissioner of Patents  
Customer Service Center  
Initial Patent Examination Division  
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that the following attached correspondence comprising:

1. Notice to File Missing Parts of Application Filing Date Granted (In duplicate).
2. Copy of PTO Notice to File Missing Parts
3. Declaration and Power of Attorney Signed by Applicants.
4. Substitute Formal Drawings (14 sheets)
5. Business Reply Post Card.

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner of Patents  
Customer Service Center  
Washington, D.C. 20231

on July 10, 2001

Catherine M. Robbins  
(Name of person mailing paper or fee)

Catherine M. Robbins  
(Signature of person mailing paper or fee)